Entered -07-12-01 - sb
CL 01L0446 - GWENDOLYN BURNS

CLAIM OF:

JAMES C. DICKSON 5517 Martina Way Atlanta, Georgia 30338

01-<sub>R</sub> -1409

For vehicular damages alleged to have been sustained as a result of a construction site in the roadway that was left in an open and unsafe condition on June 17, 2001 at 1450 West Peachtree Street.

THIS ADVERSED REPORT IS APPROVED

ROSALIND RUBENS NEWELL

DEPUTY CITY ATTORNEY

## **DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 01L0446			Dat	e: August 2	26, 2001	
Claimant /Victim JAMES C. ]	DICKSON					
BY: (Atty) (Ins. Co.)			******	· · · · · · · · · · · · · · · · · · ·		
Address: 5517 Martina Way, Atlan	nta. Georgia 30338	*****	<del></del>			
Subrogation: Claim for Prop	erty damage \$ 96	53.83	Boo	lily Injury \$		
Date of Notice: 7/10/01	Method: Writte	en. Proper	X	yyωy Ψ <u></u>	Improper	******
Conforms to Notice: O.C.G.A. §36-33-5	X		Ante Li	tem (6 Mo.)	X	
Date of Occurrence 6/17/01	Place	1450 We	est Peach	tree Street		
Department	Division					
Employee involved		_ Disciplina	ry Action	:		
NATURE OF CLAIM: Claimant allege	s that his vehicle s	ustained dar	nage who	en he drove ov	ver a constructio	n site in the
roadway that was left open and in an unsar	fe condition. An in	vestigation d	etermine	d that a private	contractor perfe	ormed work
at the incident location. The claimant has b	een advised of this	and his clair	n has bee	n forwarded to	the company for	r resolution.
INVESTIGATION:						
Statements: City employee Diagrams	Claimant	Others _	X	Written	Oral	
Pictures Diagrams	_ Reports: Police _		Dept Rep	oort	Other	X
Traffic citations issued: City Driver		_ Claimant	Driver			
Citation disposition: City Driver		_ Claimant I	Driver			
BASIS OF RECOMMENDATION:						
Providence Community		3.51 1				
Function: Governmental	C' 1 (41 -	Ministerial		<u> </u>		
Improper Notice More than	Six Months	Othe	er <u>X</u>	Damages	reasonable	
City not involved X	Offer rejected	Deneis/see	Coi	npromise setti	ement	
Repair/replacement by Ins. Co.	Naclicant	Kepair/rep	piacemen	t by City Forc	es	<del></del>
Claimant Negligent City	Negingent	Joint		Claim Ab	andoned	
		Respec	tfully sul	omitted,		
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RECOMMENDATION:	<i>'</i>					
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Pay \$Adverse	An Hus?	count charg				<del></del>
Claims Manager:Committee Action:	on on			88-300		
Commutee Action?		Council A	ction			
FORM 23-61						

## RE : IVED JU. 1 0 2001

COUNCIL OF THE CITY OF ATLANTA	RE: CLAIM FOR DAMAGES
MUNICIPAL CLERK	Today's Date: 7/2/01
City Hall 55 Trinity Avenue, S.W.	Today's Date.
Ad A. Carrie 20225	- 7-12-01 - SB BURNS
ENTERED	- 7-12-01 - SB - GWEN BURNS 07/10/01
Dear Municipal Clerk:	
This is to notify the City of Atlanta that I have suffered dam	ages in the amount sum of \$ 963.83 Amprope
and/or \$ bodily injury for which I	contend the City is liable.
1. Date of incident:	Time of Incident: 4:15 pm 3. Police called: Yes No
4. Location of incident (including street address): 450	W. Realton (see enclosed pictures)
5. Name of your insurance company: The Phoeni	x Insurance Company Policy No. 94319/949 1011
6. State what and how incident occurred: Traveling	on Wast faichtose in lang to the
95 acress road Two holes	were dug out in parement is thout any
	bending rims on car. The following day
To all to leto Duty on Ho	LALOC LIOZO DA IO-L AJOK
I returned to take putures, the	<b>,</b>
	T TO INSPECTION. THE MAKING OF FALSE CLAIMS WIL
7. ALL ESTIMATES AND DAMAGES ARE SUBJECT RESULT IN YOUR CLAIM BEING DENIED AND No. 18. The registered owner must make the claim for vehicle to the subject of the registered owner must make the claim for vehicle to the registered owner must make the registered owner mus	T TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL MAY RESULT IN CRIMINAL PROSECUTION!  Itamages, complete the following and attach two (2) estimates of repair an
<ol> <li>ALL ESTIMATES AND DAMAGES ARE SUBJECT RESULT IN YOUR CLAIM BEING DENIED AND No.</li> <li>The registered owner must make the claim for vehicle proof of ownership of your vehicle (copy of the current to the composition).</li> </ol>	T TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL MAY RESULT IN CRIMINAL PROSECUTION!  damages, complete the following and attach two (2) estimates of repair and receipt or title).
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